IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

COMPANY APPLICATION NO.621 OF 2004
IN
COMPANY PETITION NO.230 OF 2004

In the matter of Section 433, 434 and 439 of the Companies Act, 1956;

AND

In the matter of Tulip Hospitality Services Limited, a company incorporated underthe Companies Act, 1956 and having its registered office at Basement Chandramukhi Building, Nariman Point, Mumbai 400 021.

Allianz Securities Limited .. Petitioner.

Shri Rishabh Shah i/b. Rajani Associate for Applicant/Petitionerr.

Ms. Usha Purohit for Respondent to show cause.

CORAM: S.J. VAZIFDAR, J.

DATE : 29 OCTOBER, 2004.

P.C. :

1. The learned Counsel appearing on behalf of

the company states that at present there is no intention to sell the immovable properties owned by the company. The statement is accepted and the following order is passed;

(i) In the event of the company intending to alienate,incumber or part with possession of or creating any third party right, title or interest in respect of any of its immovable properties, it shall do so only after giving atleast two weeks written notice of its intention to do so to the Petitioner’s Advocate in writing. The Company petition is accordingly disposed of.

2. It is clarified that in view of the above order,it was not necessary to go into the merits of the matter between the parties. The order is without prejudice to the rights and contentions of all the parties.

. All concerned to act on an authenticated copy by the office/Court Stenographer.

SD/-

:3:

****